



christoph lindinger | partner
dispute resolution

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Christoph Lindinger is a partner with Schoenherr. He has been heading the firm's Dispute Resolution practice for several years, having previously been in active in Mergers & Acquisitions. He focuses on domestic and international arbitration proceedings conducted under the rules of the world's leading arbitration institutions (such as VIAC, ICC, LCIA), with a particular emphasis on arbitration proceedings arising under bilateral investment treaties and post-M&A arbitrations. Christoph has also served as Schoenherr's managing partner since 2001. Under his leadership, the firm has expanded into one of the top law firms in Central and Eastern Europe.

personal references

recent arbitration work includes advice for:

- ▶ a CEE government on various investment treaty arbitrations under ICSID regime (ongoing)
- ▶ a global professional services firm as claimant in an ICC arbitration case against a leading automotive components supplier from the SEE region (ongoing)
- ▶ a government in the CEE region in an *ad hoc* arbitration under the 2010 UNCITRAL Rules (ongoing)
- ▶ a French multinational in the energy sector in a multi-million ICC arbitration seated in Paris concerning a dispute arising out of a contract for the long-term sale and purchase of natural gas (ongoing)
- ▶ a mobile virtual network operator, in a multi-million dollar commercial arbitration under the ICC Rules concerning the provision of high-end mobile network services (ongoing)
- ▶ a leading German publishing house in a commercial arbitration under the Swiss Rules concerning the termination of a syndicate agreement (ongoing)
- ▶ Zelena and Energo-Zelena in an investment arbitration under the ICSID Rules resulting from the failure of the Republic of Serbia to safeguard the investments made by claimants in accordance with the standards and obligations provided for under the relevant bilateral investment treaty (ongoing)
- ▶ a Zurich Stock Exchange-listed corporate in post-M&A arbitration under VIAC rules
- ▶ an Austrian corporate in the food and beverage sector as respondent in a post M&A arbitration under the ICC Rules in connection with alleged breaches of an agreement for the sale and transfer of its shareholding.
- ▶ OMV in a multi-million dollar commercial arbitration under the ICC Rules relating, inter alia, to a valuable petroleum concession in the Islamic Republic of Pakistan;
- ▶ VIVA, a member of the OMV Group, in a post M&A arbitration under the ICC Rules relating to the sale of OMV's downstream business (i.e. filling station network) in Croatia;

VIAC – QUESTIONNAIRE

1. Name: Dr. Christoph Lindinger

2. Date of birth: 1 April 1962

3. Citizenship: Austria

4. Contact information:

Schönherr Rechtsanwälte GmbH

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5. Current position:

- Attorney-at-Law / Partner (Head of Schönherr Dispute Resolution)
- Lecturer, University of Vienna, Faculty of Law
Course: Vertragsgestaltung I

6. Education:

Academic Degrees

- University of Salzburg, Salzburg/Austria (Dr. iur. 1984)

7. Practiced experience in arbitration:

How many arbitrations have you participated in (domestic/international)? Under which Rules?

Domestic = n/a

International = 21

[Vienna Rules (3), ICC Rules (10), ICSID Rules (5), UNCITRAL Rules (2), Swiss Rules (1)]

How often have you acted as Chairman?	1
How often have you acted as Sole Arbitrator?	0
How often have you acted as Co-Arbitrator?	1
How often have you acted as Counsel?	19
How often have you acted in a different function (e.g. Administrative Secretary)?	0

8. Practiced experience in commercial mediation:

How many mediations have you participated in (domestic/international)? Under which Rules?

n/a

9. Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):

- Regular speaking engagements at client in-house seminars
- Lecturer at the University of Vienna, Faculty of Law
- Speaker, Georgia (2016)
Strategies to avoid investor / state disputes
- Speaker, Belgrade (2016)
Res Judicata in international arbitration
- Speaker, Belgrade (2015)
Financial Experts in Post M&A Arbitration
- JBI 2014, 137: *Die Irrungen des Damokles. Eine Bewertung von Kündigungsklauseln und Optionen im Gesellschaftsrecht*
- Ecolex 2008, 396: *China: Rechtliche Rahmenbedingungen für Direktinvestitionen*
- JBI 2003, 724: *Über Zulässigkeit und Beendbarkeit bestimmter Genussrechte*
- ZfV 1997, 302: *Organisation der Finanzierung des EG-Agrarförderungssystems*
- ÖBA 1996, 169: *Vernichtung von Banksicherheiten durch EU-Beihilfeverbot?*
- Ecolex 1995, 105: *Österreichische und EU-Fusionskontrolle* WBI 1992, 137: *Aktuelle Rechtsprechung zur Bankgarantie*
- ÖZW 1992, 92: *OGH 16.1.1992, 8 Ob 645/91*
- JBI 1990, 694: *Der Rechtsschutz von Vertriebssystemen gegenüber Außenseitern*
- ecolex 1990, 712: *Widersprüchliches vom VwGH zur Gesellschaftsgebühr*
- WBI 1989, 113: *Miet-, Gebühren- und Gesellschaftsrechtliches zum Totalwechsel der Gesellschafter einer Personengesellschaft*
- ÖB1 1985, 145: *Zur kartellrechtlichen Beurteilung selektiver Vertriebssysteme*

10. Membership in arbitral institutions / functions in arbitral institutions/organizations:

- International Bar Association (IBA)

11. Languages:

Mother tongue:

German

Working languages (i.e. languages in which you have both a spoken and written command so that you may conduct arbitral proceedings in this language):

English

12. In which legal system have you trained?

Austria

13. What is your main jurisdiction of practice?

Austria

ADR experience relating to other jurisdictions: Germany, Switzerland, France, UK, Pakistan, China

14. Special expertise or specializations (please list a maximum of three):

- M&A
- Corporate
- Banking and Finance
- International Investment Protection Law | Investor-State Arbitration
- International Business Transactions and Conflict of Laws

I have completed this questionnaire to the best of my knowledge and believe the information given to be accurate. I understand that the above information will be used for VIAC's internal use and may be given to interested persons and may be put on VIAC's website.

Date and signature

1 June 2016

